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Thomas H. Maicher, Rea. No. 31.179

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

In re the application of

William J. Boyle, et al.

Serial No. 09/476,159

Filed: December 30, 1999

For: EMBOLIC PROTECTION

SERVICES

Examiner: Michelle A. Lewis

Group Art Unit: 3763

Docket No. ACS-52001

June 28, 2002 Los Angeles, California



Commissioner for Patents Washington, D.C. 20231

Dear Sir:

The documents listed on the enclosed form PTO/SB/08A (PTO-1449) have come to the attention of the applicant and are submitted to the Office under 37 C.F.R. § 1.97. A copy of each of the cited documents is enclosed. This statement is not a representation that all of the information cited is necessarily effective as prior art against the present application or that a prior art search was performed.

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A check in the amount of \$180.00 is enclosed to cover the fee under 37 CFR §1.17(p). The Commissioner is authorized to charge any fee deficiency or credit any overpayment to Deposit Account No. 06-2425. A duplicate of this paper is attached for bookkeeping purposes.

Applicant respectfully requests that the following citations be considered and made of record. It is respectfully requested that the examiner indicate consideration of the cited references by returning a copy of the attached form PTO/SB/08A (PTO-1449) with initials and/or other appropriate marks.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

Thomas H. Majcher, Registration No. 31,119

THM:mem

Enclosures:

Form PTO/SB/08A (1 page) References (11) Check for \$180.00

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PTO/SB/08A (10-96)
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Substitute for form 1449A/PTO				Complete if Known		
,				Application Number	09/476,159	
INFORMATI	ON DISCL	.OSURE	Ē	Filing Date	December 30, 1999 ·	
STATEMENT BY APPLICANT				First Named Inventor	William J. Boyle	
			•	Group Art Unit	3763	
	as many sheets as i	necessary)		Examiner Name	Michelle A. Lewis	
Sheet	11	of	1	Attorney Docket Number ACS-52001		

Examiner Initials	Cite No.	U.S. Patent Document No.		Name of Patentee or Applicant	Date of Publication of	Pages, Columns, Lines,
		Number	Kind Code (if Known)	of Cited Document	Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear
		4,886,061		Fischell et al.	12-12-1989	, and any production
		5,954,745		Gertler et al.	09-21-1999	
		6,066,158		Engelson et al.	05-23-2000	
· .		6,336,934		Gilson et al.	01-08-2002	
		6,346,116		Brooks et al.	02-12-2002	
		-				
		<u> </u>				
						

			F	OREIGN I	PATENT DOCUMENTS			
Examiner Initials	Cite No.	Foreign Patent Document			Name of Patentee or Applicant	Date of Publication of	Pages, Columns, Lines,	Π
		Office	Number	Kind Code (if Known)	of Cited Document	Cited Document MM-DD-YYYY	Where Relevant Passages or Relevant Figures Appear	
		EPO	0 427 429 A2		G. R. Bard, Inc.	05-15-1991		
		EPO	0 472 334 A1		Cook Incorporated	02-26-1992		\vdash
		PCT	WO92/03097		Evi Corporation	03-05-1992		_
		PCT	WO96/01591		Microvena Corp.	01-25-1996		
		PCT	WO97/17100		Embol-X, Inc.	05-15-1997		\vdash
		PCT	WO99/23976		Salviac Limited	5-20-1999		
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		OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS					
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published					

Examiner Signature	Date Considered	